

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION  
INTER-OFFICE MEMO**

**September 5, 2012**

**TO: Rosemary Booth Gallogly**

**DEPT: Department of Revenue**

**FROM: Walter Craddock, Esq. Chairman**

**DEPT: Division of Motor Vehicles**

**SUBJECT: HEARING BOARD RESULTS**

**Please be advised of the following matters which were heard before the Board on Thursday, August 23, 2012. Board members: Walter Craddock, Esq., Dennis Gerstmeyer, James Botvin and William Jeffery. Also present, Marcy Coleman, Esq., Division of Legal Services.**

**Lt. David Doucet of the Rhode Island State Police has recused himself from the dealer hearing board while on special assignment the Department of Motor Vehicles Enforcement Division until further notice.**

**MEETING OF AUGUST 23, 2012 AT 9:00 AM AT THE  
DIVISION OF MOTOR VEHICLES –3RD. FLOOR, CONFERENCE ROOM  
600 NEW LONDON AVENUE, CRANSTON, RI 02920**

**1. REVIEW AND ACCEPTANCE OF THE MINUTES OF: AUGUST 9,  
2012 BOARD HEARING**

**Minutes have been reviewed and accepted by the board.**

**2. RT. 146A AUTO REPAIR & SALES, INC. d/b/a GREAT ROAD AUTO  
SALES (Donald Ethier, Pres.)**

**FIRST APPLICATION – CASE # KR-12-259**

**TO DEAL IN USED MOTOR VEHICLES ONLY**

**\*AT: 764 GREAT ROAD, NORTH SMITHFIELD, RI 02830**

**The Board has approved this application to be finalized within 30  
days with the Dealers License and Regulations Office. Three dealer  
plates have been granted.**

**3 A & T AUTO SALES, LLC (Anthony Vesella, Member)**

**REQUEST FOR TWO (2) ADDITIONAL USED DEALER PLATES –**

**CASE # KR-12-163**

**LICENSED SINCE 06-30-05; HAS 8 PLATES.**

**The Board has approved the request for 2 additional dealer plates, 171I and 171J. Dealer must maintain the current employee level of three. Dealers has corrected his bill of sales and removed unauthorized employees from the auction list.**

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**HEARINGS RESULTS 08-23-12**

**4. YETUNDE O ADESINA / James P. Creighton, Esq. vs. AMERICAR SALES & COLLISION CENTER, INC. (Domenic S. Coccia, Jr. Pres.)  
BOND ACTION – CASE # DS-12-101**

**The Board has granted the request of the complainant to go against the bond, number B-1064386 issued by the Selective Insurance Company of America, 40 Wantage Avenue, Branchville, NJ 07890 for the amount of \$2,500.00**

**5. LORI M TIBURCIO vs. AMERICAR SALES & COLLISION CENTER, INC (Domenic S. Coccia, Jr. Pres.)  
BOND ACTION – CASE # DS-12-173**

**The Board has granted the request of the complainant to go against the bond, number B-1064386 issued by the Selective Insurance Company of America, 40 Wantage Avenue, Branchville, NJ 07890 for the amount of \$ 5,000.00.**

**6. CHRISTOPHER L LEBEAU vs. CALDER STREET AUTO SALES  
(William Grady, Pres.)**

**COMPLAINT / SHOW CAUSE HEARING – CASE # DS-12-108A  
1ST RESCHEDULED HEARING**

**Decision: The Board has dismissed this complaint because it appears the consumer did receive the title at the time of sale it was lost at a later date. The dealer has offered to help the consumer to get a duplicate title from Massachusetts.**

**7. KYLE LEMIEUX vs. CHARLES STREET MOTORS (Raymond Larsen, Owner)**

**COMPLAINT / SHOW CAUSE HEARING – CASE # DS-12-153**

**Decision: Dismissed in the favor of the dealership because the consumer failed to bring the vehicle back to the dealer to be fixed. Dealer again offered to fix the vehicle under the guise of the Dealers**

**License and Regulations Office. The consumer presented this a being covered under the lemon law and was referred to the court system since the Dealer Hearing Board is not authorized to hear these cases.**

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**Walter Craddock, Esq. Chairman**

**Cc: Marcy Coleman, Esq., Division of Legal Services**

**File: S:\Dealer\Agendas, Minutes and Reports\2012Agenda & Minutes**